

**GOVERNMENT OF ANDHRA PRADESH
ABSTRACT**

Public Services – Prohibition & Excise Department – Sri SK. Khaja Mohiddin, Prohibition & Excise Inspector, Kanigiri, Markapuram Excise District, Prakasam District – Extension of Probation - Orders – Issued.

REVENUE (EXCISE.I) DEPARTMENT

G.O.MS.No. 80

Dated: 22-02-2016

Read:

From the Commissioner of Prohibition & Excise, A.P., Hyderabad, Cr.No.16696/2010/CPE/L3.B4, Dt.13.05.2015.

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ORDER:

In the reference read above, the Commissioner of Prohibition & Excise, A.P., Hyderabad has stated that Sri SK. Khaja Mohiddin was appointed as Prohibition & Excise Inspector by APPSC through Direct recruitment and allotted to Guntur Division. He was joined in the Service on 02.11.1996. He was placed on probation for a period of two years within a continuous period of three years from the date of joining to duty. He has to pass the prescribed Departmental Tests within the Probation period. The continuous duty period of three years expired by 01.11.1999 since the individual joined in service on 02.11.1996. But he did not pass any Departmental Tests within the period of probation and not even after completion of 14 years of service. Therefore, Sri SK. Khaja Mohiddin, Prohibition & Excise Inspector, Prohibition & Excise Station, Kanigiri of Guntur Division was discharged from service under Rule 16 (f) (i) of A.P. State and Sub-ordinate Service Rules, 1996 vide the Proceedings No.242/2010/A1, dt.29.12.2010 of the Deputy Commissioner of Prohibition & Excise concerned.

2. Aggrieved by the above orders, Sri SK. Khaja Mohiddin, Prohibition & Excise Inspector has filed an appeal dt.10.01.2011 before the Commissioner of Prohibition & Excise, A.P., Hyderabad. As per Rule 16 (f)(i) of A.P. State and Sub-ordinate Service Rules, 1996 the appointing authority ie., the Deputy Commissioner of Prohibition & Excise, Guntur has no option, but to discharge the incumbent from service as he has failed to pass the prescribed Departmental Tests within the prescribed period or extended the period of probation. As per Rule 17 (b) of A.P. State and Sub-ordinate Service Rules, 1996, the Deputy Commissioner of Prohibition & Excise, Guntur has no power to extend the period of probation beyond (1) one year. The Commissioner of Prohibition & Excise, A.P., Hyderabad has requested the Government to relax Rule 17 (b) of A.P.S&SS Rules, 1996 in favour of Sri SK. Khaja Mohiddin, Prohibition & Excise Inspector of Guntur Division and extend his probation till May, 2010 i.e., date of appearing to the Departmental Tests and treat the period between the date of discharge and restoration of service as not on duty.

3. Government after careful examination of the proposal of the Commissioner of Prohibition & Excise, A.P., Hyderabad has set aside the orders of the DCPE, Guntur and admitted him into service vide Memo No.57008/Ex.I(2)/2010-4, Dt.07.04.2011. On admission into service he was posted as Prohibition & Excise Inspector, Kanigiri, Prakasam District from where he was discharged from service and duly giving time upto

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31.12.2011 to pass the Departmental Tests. He was also exempted from passing of language tests ie., Telugu, Hindi or Urdu vide proceedings of the DCPE, Guntur, dt.02.01.2015. the individual has passed the last departmental test i.e. "Account Test for Subordinate Officers-II" on 15.07.2011.

4. The Commissioner of Prohibition & Excise, A.P., Hyderabad in his letter read above has requested to extend the probation of Sri SK. Khaja Mohiddin, Prohibition & Excise Inspector upto 15.07.2011 i.e., date of last test passed and deemed to have declare his probation w.e.f.15.07.2009 i.e., two years anterior from the date on which he passed the last departmental test i.e., "Account Test for Subordinate Officers-II" as per rule 16 (h) of A.P. State & Sub-ordinate Service Rules, 1996.

5. Government after careful examination of the matter with reference to rules in vogue have decided to extend the probation of Sri SK. Khaja Mohiddin, Prohibition & Excise Inspector upto the date of passing of the last departmental test ie., Account test for Subordinate Officers Part-II after inclusion of the period spent out of service i.e., from 29.12.2010 to 30.04.2011 (123 days), which was regularized as 'not on duty', which falls in between prescribed period of probation.

6. Accordingly, Government hereby extend the probation of Sri SK. Khaja Mohiddin, Prohibition & Excise Inspector upto 14.11.2011 and he is deemed to have commenced his probation w.e.f.15.11.2009 (i.e., two years anterior from the date on which he passed the last test) under rule 16 (h) of A.P. State & Sub-ordinate Service Rules, 1996.

7. The Commissioner of Prohibition & Excise, A.P., Hyderabad shall take further necessary action in the matter accordingly. The **Service Book** received through the reference cited is returned herewith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

AJEYA KALLAM
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To

The Commissioner of Prohibition & Excise, A.P., Hyderabad(w.e)(**Service Book**)

Copy to:

The individual through the Commissioner of Prohibition & Excise, A.P., Hyderabad.

The Deputy Commissioner of Prohibition & Excise, Guntur.

The PS to Minister (Prohibition & Excise)

The PS to Special Chief Secretary to Government, Revenue Department.

SF/SC.

//FORWARDED::BY ORDER //

SECTION OFFICER.